

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

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No. 04-3706

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Larry Coffman, others similarly  
situated under the 632.480 et seq,

Appellant,

v.

Alan Blake, COO; Jay Englehart, M.D.;  
Marty Bellew-Smith, Ph.D.; Mary  
Weiler, Ph.D.; Linda Mead, Ph.D.;  
Linda Whiter, LCSW; Mar Chessy,  
Head Sec.; John Doe; James Doe, SA,  
All M.S.O.T.C. Facility,

Appellees.

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Appeal from the United States  
District Court for the  
Eastern District of Missouri.

[UNPUBLISHED]

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Submitted: November 1, 2005  
Filed: November 17, 2005

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Before MELLOY, MAGILL, and GRUENDER, Circuit Judges.

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PER CURIAM.

Larry Coffman, who is civilly committed to the Missouri Sexual Offender Treatment Center, appeals the district court's<sup>1</sup> preservice dismissal under 28 U.S.C.

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<sup>1</sup>The Honorable Carol E. Jackson, Chief Judge, United States District Court for the Eastern District of Missouri.

§ 1915(e)(2)(B) of his 42 U.S.C. § 1983 complaint. Following de novo review, see Moore v. Sims, 200 F.3d 1170, 1171 (8th Cir. 2000) (per curiam), we affirm, see 8th Cir. R. 47B, but we modify the dismissal to be without prejudice as to any claims Coffman raised that were barred by Heck v. Humphrey, 512 U.S. 477, 486-87 (1994). See Schafer v. Moore, 46 F.3d 43, 45 (8th Cir. 1995) (per curiam). We also deny Coffman's request for appointment of appellate counsel.

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